THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

Writ Petition No.18586 of 2001

ORDER:

1 The grievance of the petitioners is that the respondents, without paying any compensation to them, are trying to demolish the structures for road widening.

2 While admitting the Writ Petition a Learned Judge by order dated 06.09.2001, directed the respondents not to interfere in any manner whatsoever with the petitioners' rights and possession of the premises forming part of the petitioners' land admeasuring 705 Sq. Yards forming part of Municipal H.No.8.2.293/82, Road No.2, Bajara Hills, Hyderabad till further orders.

3 Though the Writ Petition is filed in 2001, no counter affidavit is filed on behalf of respondents 1, 2, 4 to 6. Third respondent filed counter affidavit alleging that it is the second respondent that has to take the appropriate action.

4 Since the property of the petitioners cannot be used for road widening unless it is acquired under relevant provisions of law, and compensation is paid to the petitioners, with a direction to the respondents not to interfere with the possession of the property of the petitioners H.No.8.2.293/82, Road No.2, Bajara Hills, Hyderabad without taking recourse to due process of law for road widening programme, this Writ Petition is disposed of. No costs.

Justice C.Y.Somayajulu

23-10-2007

kvsn